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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 12/6/07

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID M. FISH,
aka x000x,

Defendant.

No. CR 05-00445-RMW

CR-06-00109-RMW

STIPULATION TO CONTINUE
SENTENCING HEARING

AND ORDER

It is hereby stipulated and agreed between defendant David M. Fish, by and through his counsel of record, Michael W. Armstrong, Esq., and the United States, by and through Assistant United States Attorney Mark L. Krotoski, as follows:

1. This matter is presently set for a sentencing hearing on December 17, 2007 at 9:00 a.m.
2. The parties agree that further time is needed to address sentencing issues and that the terms of the plea agreement continue to apply. The probation officer is also working on the draft presentence report in this case.

STIPULATION REQUESTING CONTINUANCE OF SENTENCING HEARING AND ORDER
CR 05-00445-RMW

1 3. For the foregoing reasons, and that the ends of justice are served by continuing this case,
2 the parties stipulate and request to a continuance of the sentencing hearing from December 17,
3 2007 at 9:00 a.m. to [REDACTED] 008 at 9:00 a.m., or the next available date. Government
4 counsel requests permission to appear telephonically during the hearing.

5 IT IS SO STIPULATED.

6 Dated: November 21, 2007

SCOTT N. SCHOOLS
United States Attorney

7 /s/
8

9 MARK L. KROTOSKI
Assistant United States Attorney

10 Dated: November 21, 2007

11 /s/
12

13 MICHAEL W. ARMSTRONG
Attorney for Defendant

14 IT IS SO ORDERED.

15 Upon good cause shown, the sentencing hearing is continued from December 17, 2007 at
16 9:00 a.m. to [REDACTED] 2008 at 9:00 a.m. Government counsel may appear telephonically
17 during the hearing.

18 Dated: November __, 2007

19 RONALD M. WHYTE
20 United States District Judge
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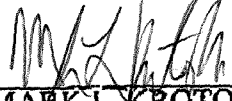
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3. For the foregoing reasons, and that the ends of justice are served by continuing this case, the parties stipulate and request to a continuance of the sentencing hearing from December 17, 2007 at 9:00 a.m. to [REDACTED] 08 at 9:00 a.m., or the next available date. Government counsel requests permission to appear telephonically during the hearing.


IT IS SO STIPULATED.

Dated: November 21, 2007

SCOTT N. SCHOOLS
United States Attorney


MARK L. KROTOSKI
Assistant United States Attorney

Dated: November 21, 2007


MICHAEL W. ARMSTRONG
Attorney for Defendant

IT IS SO ORDERED.

Upon good cause shown, the sentencing hearing is continued from December 17, 2007 at 9:00 a.m. to [REDACTED] 08 at 9:00 a.m. Government counsel may appear telephonically during the hearing.

Dated: [REDACTED] 2007
December 6,


RONALD M. WHYTE
United States District Judge

The sentencing hearing is continued to March 24, 2008 @ 9:00 a.m.

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